

WEDNESDAY, JANUARY 26, 1994

FIFTY-FIFTH LEGISLATIVE DAY

The House met at 2:00 p.m. and was called to order by Mr. Speaker Naifeh.

The proceedings were opened with prayer by Rev. Maury Davis, Cornerstone Assembly of God Church, Madison, Tennessee.

Representative Wood led the House in the Pledge of Allegiance to the Flag.

ROLL CALL

The roll call was taken with the following results:

Present . . . . . 97

Representatives present were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Boyer, Brooks, Brown, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole (Carter), Cole (Dyer), Collier, Crain, Cross, Davidson, Davis, DeBerry, Dixon, Duer, Ferguson, Fisher, Fowlkes, Garrett, Givens, Gunnels, Haley, Halteman Harwell, Hargrove, Hassell, Haun, Head, Herron, Hillis, Huskey, Jackson, Johnson, Jones R (Shelby), Jones U (Shelby), Joyce, Kent, Kernell, Kisber, Knight, Lewis, Liles, Love, McAfee, McDaniel, McKee, Meyer, Miller, Mires, Moore, Napier, Odom, Owenby, Peroulas Draper, Phelan, Phillips, Pinion, Pruitt, Purcell, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Robinson, Severance, Shirley, Stamps, Stockburger, Stulce, Tindell, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Westmoreland, Whitson, Williams (Shelby), Williams (Union), Williams (Williamson), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 97.

EXCUSED

The Speaker announced that the following member(s) has/have been excused, pursuant to request(s) under Rule No. 20:

Representative Bragg; death in family.

ENROLLED BILLS  
January 25, 1994

The following bill(s) have been compared, enrolled, and are ready for the signature(s) of the Speaker(s): House Bill(s) No(s). 1705; also, House Joint Resolution(s) No(s). 200, 311, 334 and 335.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

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SIGNED  
January 25, 1994

The Speaker signed the following: House Bill(s) No(s). 1705; also, House Joint Resolution(s) No(s). 200, 311, 334 and 335.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

MESSAGE FROM THE SENATE  
January 25, 1994

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 42 and 274; for the signature of the Speaker.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

#### INTRODUCTION OF RESOLUTIONS

On motion, pursuant to Rule No. 17, the resolution(s) listed was/were introduced and referred to the appropriate Committee:

\*House Joint Resolution No. 0381 -- General Assembly, Directed Studies -- Requests feasibility study by the department of transportation to consider widening Highway 60 from the Georgia state line to Highway 64. by \*Stockburger, \*Fisher.

Transportation Committee.

\*House Joint Resolution No. 0393 -- Memorials, Congress -- Makes application to Congress to call constitutional convention to propose amendment to restore to the people, acting through state or local governments, right of free religious expression in public schools and other public places. by \*Arriola.

Judiciary Committee.

House Joint Resolution No. 0394 -- Memorials, Recognition and Thanks -- Daniel Smith, "Grandfather of Tennessee". by \*Stamps.

State and Local Government Committee.

#### RESOLUTIONS

Pursuant to Rule No. 17, the following resolution(s) was/were introduced and placed on the Consent Calendar for Thursday, January 27, 1994:

House Joint Resolution No. 0396 -- Memorials, Public Service -- Mayor William B. Cowan, Sr., City of LaGrange. by \*Walley.

House Joint Resolution No. 0397 -- Memorials, Retirement --

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Waldo Cohn, Jacinta Howard and Meyer and Dorothy Silverman, Oak Ridge Symphony Orchestra. by \*Coffey.

House Joint Resolution No. 0398 -- Memorials, Retirement -- Ted Cook. by \*Coffey.

House Joint Resolution No. 0400 -- Memorials, Retirement -- Joyce Noble. by \*Turner B, \*Stulce, \*Wood, \*Meyer, \*Brown, \*McAfee.

House Joint Resolution No. 0402 -- Memorials, Personal Occasion -- J.D. and Stella Eldridge, 50th wedding anniversary. by \*Windle.

**SENATE JOINT RESOLUTIONS  
(Congratulatory and Memorializing)**

Pursuant to Rule No. 17, the resolution(s) listed was/were noted as being placed on the Consent Calendar for Thursday, January 27, 1994:

Senate Joint Resolution No. 0266 -- Memorials, Congratulations -- Ethel and Venus Hite, Honorary Grandparents.

Senate Joint Resolution No. 0267 -- Memorials, Personal Achievement -- Jennifer Joachim, 1994 Tennessee Junior Miss.

Senate Joint Resolution No. 0268 -- Memorials, Death -- Joe Kraft.

Senate Joint Resolution No. 0269 -- Memorials, Sports -- Shelbyville High School football team.

**RESOLUTIONS LYING OVER**

On motion, the resolutions(s) listed was/were referred to the appropriate Committee:

\*Senate Joint Resolution No. 0262 -- General Assembly, Directed Studies -- Requests feasibility study by department of transportation of truck lane on Monterey Mountain on I-40.

Transportation Committee.

**INTRODUCTION OF BILLS**

On motion, the following bills were introduced and passed first consideration:

\*House Bill No. 1670 -- Parks, Natural Areas Preservation -- Redesignates Pickett State Park as Pickett Civilian Conservation Corps Memorial Park. by \*Winningham.

\*House Bill No. 2103 -- Local Government, General -- Allows

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local government's share of bridge project to be paid either by local government funds or by in kind contributions in any proportion. Same as \*SB 1788. Amends TCA, Title 7, 54-4-05. by \*Rhinehart, \*Buck, \*Cole Ronnie, \*Hillis, \*Cross, \*Winningham.

**House Bill No. 2104 -- Appropriations --** Appropriates \$50,000 to Tennessee higher education commission for annually funding community service award program. by \*Love.

**House Bill No. 2105 -- Criminal Offenses --** Creates Class B misdemeanor for any citizen encouraging children to fight. Amends TCA, Title 39, Ch. 15, Pt. 4; Title 40, Ch. 35. by \*Love.

**House Bill No. 2106 -- Historical Commission --** Creates African American Historic Project. by \*Love.

**House Bill No. 2107 -- Bond Issues --** Exempts health and educational facility corporation bonds issued to refinance costs incurred by private school to operate hospital and training facilities for students from present two year repayment requirement. Amends TCA 48-3-301. by \*Love.

**House Bill No. 2108 -- Race Relations --** Establishes a race, cultural and diversity Institute at Fisk University. Amends TCA, Title 4. by \*Love.

**\*House Bill No. 2109 -- Workers' Compensation --** Requires plaintiff in workers' compensation cases to pay defendant's court costs and legal fees if plaintiff loses. Amends TCA, Title 50, Ch. 6. by \*Love.

**\*House Bill No. 2110 -- Animals --** Increases animal registration fee from \$1.00 to \$2.00; donates fines for violation of rabies requirements to local humane society. Amends TCA, Title 68, Ch. 8. by \*Cole Ronnie.

**\*House Bill No. 2111 -- Highway Signs --** "Wesley Nicks Bridge," Dyersburg; "Tom Presgrove Bridge," Highway 78; "Korean War Veterans Memorial Highway," portion of Highway 104, Dyer County. by \*Cole Ronnie.

**House Bill No. 2112 -- Real Estate Agents and Brokers --** Requires persons licensed by real estate commission to notify commission of conviction of offenses for which licensee's license may be revoked or suspended; provides for disciplinary measures and sanctions. Amends TCA, Title 62, Ch. 13. by \*Huskey.

**House Bill No. 2113 -- Criminal Offenses --** Prohibits automobile repair dealers from offering discounts intended to offset insurance deductibles. Amends TCA, Title 39, Ch. 13, Pt. 1. by \*Hassell.

**House Bill No. 2114 -- Insurance, Health, Accident --** Requires insurers doing business in Tennessee to provide health insurance coverage for minor children who are living with guardians pursuant to court order. Amends TCA, Title 56, Ch. 7, Pt. 10. by \*Hassell.

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**House Bill No. 2115 -- Annexation --** Prohibits annexation by ordinance initiated by municipality. Amends TCA, Title 6, Ch. 51. by \*Shirley.

**House Bill No. 2116 -- Education --** Provides that legislative intent in education of handicapped children is to meet needs of children but no longer to maximize their capabilities. Amends TCA 49-10-101. by \*Haley, \*Shirley.

**House Bill No. 2117 -- Medical Occupations --** Revises certification requirements for certain EMS personnel licensed in another state but working in Tennessee; revises requirements for emergency medical services based outside state but providing services in Tennessee. Amends TCA, Title 68, Ch. 140, Pt. 5. by \*Ramsey.

**House Bill No. 2118 -- Education --** Requires state funds allocated for capital projects at certain public schools be expended solely for such capital projects. Amends TCA, Title 49, Ch. 3. by \*West.

**\*House Bill No. 2119 -- Taxes, Real Property --** Requires mobile home owner to pay property tax rather than mobile home park owner. Amends TCA 67-5-802. by \*Davis Ronnie.

**\*House Bill No. 2120 -- Motor Vehicles, Titling and Registration --** Permits display of license plates of year of manufacture in lieu of current license plates on certain antique motor vehicles under certain circumstances. Amends TCA, Title 55, Ch. 4. by \*Davis Ronnie.

**House Bill No. 2121 -- Real Estate Agents and Brokers --** Adds position of director of education to real estate commission. Amends TCA, Title 62, Ch. 13, Pt. 2. by \*Davis Ronnie.

**House Bill No. 2122 -- Solid Waste Disposal --** Extends from January 1, 1995 to January 1, 1996, time each county must have solid waste collection and disposal system. Amends TCA 68-211-851. by \*Givens.

**\*House Bill No. 2123 -- Purchasing --** Authorizes municipalities to purchase supplies and equipment at public auctions without public advertisement and competitive bidding. Amends TCA, Title 12, Ch. 3, Pt. 10. by \*Gunnels.

**House Bill No. 2124 -- State Government --** Authorizes and directs release and quitclaim of certain real property to Bill Wilkerson Center in Nashville. by \*Chiles.

**\*House Bill No. 2125 -- Jellico --** Revises qualifications for electors and mayoral and aldermen candidates. Amends Chapter 110, Private Acts of 1991, as amended. by \*Cross.

**\*House Bill No. 2126 -- Williamson County --** Expands authority of Williamson County Hospital District, board of trustees, to

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contract with third parties to deliver health care services. Amends Chapter 107, Private Acts of 1957, as amended. by \*Callicott, \*Williams Mike.

**House Bill No. 2127 -- Handicapped Persons -- Enacts "Orientation and Mobility Specialist Practice Act of 1991". Amends TCA, Title 4, Ch. 29, Pt. 2; Title 63. by \*Clark, \*Duer.**

**House Bill No. 2128 -- Taxes, Privilege -- Defines "flea market" as any contiguous space leased by single vendor to sell tangible personal property. Amends TCA 67-4-709. by \*Duer.**

**House Bill No. 2129 -- Railroads -- Establishes liability limit for special passenger excursion train operated by non profit sponsor. Amends TCA, Title 65, Ch. 6, Pt. 1. by \*Napier, \*Fowlkes, \*Moore, \*Pinion, \*Cole Ronnie, \*Collier, \*Davidson.**

**House Bill No. 2130 -- Motor Vehicles, Titling and Registration -- Authorizes issuance of special plates for preservation of non-game and endangered wildlife species. Amends TCA, Title 55, Ch. 4. by \*Hillis, \*Cross, \*Severance, \*Bittle.**

**\*House Bill No. 2131 -- Taxes, Real Property -- Deletes unconstitutional provisions relative to authority of counties or cities to provide by resolution maximum property taxes for senior citizens. Amends TCA, Title 67, Ch. 5, Pt. 7. by \*Hillis, \*Cross, \*Severance, \*Bittle.**

**House Bill No. 2132 -- Tennessee Wildlife Resources Agency -- Enacts "Watchable Wildlife Funding Act of 1994". Amends TCA, Title 11, Ch. 14, Pt. 3; Title 40, Ch. 25; Title 67, Ch. 4. by \*Hillis, \*Bittle, Severance.**

**\*House Bill No. 2133 -- Clarksville -- Revises and reorganizes hospital district for Clarksville and Montgomery County. Amends Chapter 99, Private Acts of 1953, as amended. by \*Head, \*Knight.**

**\*House Bill No. 2134 -- Eminent Domain -- Gives right of first refusal to former landowner when state, county or municipality no longer needs all or part of condemned land; establishes method for sale if landowner rejects offer or fails to exercise option. Amends TCA, Title 29, Chs. 16, 17. by \*Stulce, \*Allen, \*Haun, \*Wood.**

**House Bill No. 2135 -- Education, Higher -- Requires state operated institutions of higher learning to provide children of public school teachers of grades K-12 equal discounts as children of faculty; restricts state reimbursement of discounts. Amends TCA 49-7-119. by \*Stulce.**

**\*House Bill No. 2136 -- Motor Vehicles, Titling and Registration -- Eliminates \$25.00 additional fee for firefighter plates. Amends TCA, Title 55, Ch. 4, Pt. 2. by \*Stulce, \*Lewis, \*Haun, \*Wood, \*Ferguson, \*Windle, \*Givens, \*Arriola.**

**House Bill No. 2137 -- Boards and Commissions -- Enacts**

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"Amusement Rides and Attractions Safety Act of 1994". Amends TCA, Title 4, Ch. 29; Title 56, Ch. 38, Pt. 1; Title 62. by \*Knight.

**House Bill No. 2138** -- Water Pollution and Water Resources -- Expands storm water management law to apply to Clarksville. Amends TCA, Title 68, Ch. 221, Pt. 11. by \*Knight.

**House Bill No. 2139** -- Safety -- Enacts "Swimming Pool Safety Act". by \*Knight.

**House Bill No. 2140** -- Driver Licenses -- Exempts members of armed forces assigned to Tennessee base and family members from obtaining Tennessee driver license if have in possession valid license from home state or country unless member establishes Tennessee as domicile; establishes inferences for determining domicile. Amends TCA 55-50-304. by \*Knight.

**House Bill No. 2141** -- Medical Occupations -- Ensures adjunctive therapists will not be prohibited from practice of hypnotherapy, biofeedback, music, art, dance or drama therapy so long as do not use title or indicate practicing as psychological examiner or psychologist. Amends TCA, Title 63, Ch. 11. by \*Knight.

**House Bill No. 2142** -- Bond Issues -- Authorizes \$200 million bond issue for capital projects in higher education. by \*Bragg.

**\*House Bill No. 2143** -- Insurance, Health, Accident -- Prohibits administrator of state employees insurance plan to require participating health care providers to also be participating provider in TennCare or Medicaid program. Amends TCA, Title 8, Ch. 27. by \*Arriola.

**House Bill No. 2144** -- TennCare -- Requires Blue Cross to establish network of health care providers for TennCare separate and apart from Tennessee Provider Network. Amends TCA, Title 8, Ch. 27; Title 71. by \*Arriola.

**House Bill No. 2145** -- Garnishments and Executions -- Increases exemption from execution, seizure or attachment for tools of trade from \$750 to \$7,500. Amends TCA 26-2-111. by \*Arriola.

**\*House Bill No. 2146** -- Motor Vehicles -- Enacts Mandatory Insurance Act of 1994". Amends TCA, Titles 55, 56. by \*Arriola.

**House Bill No. 2147** -- Barbers -- Updates requirements for barbershop registration, barber school examinations and certification for barber schools and instructors. Amends TCA, Title 62, Ch. 3. by \*Arriola.

**House Bill No. 2148** -- Courts, Juvenile -- Replaces present two hearing system for transfer of juveniles to criminal court with one hearing by criminal court. Amends TCA 37-1-134, 159. by \*Arriola.

**House Bill No. 2149** -- Pardons and Paroles -- Requires defendant convicted of sex offense to remain on active parole supervision for

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remainder of defendant's life. Amends TCA, Title 49, Ch. 35, Pt. 5. by \*Arriola.

**House Bill No. 2150 -- Mines, Mining --** Returns primacy over coal mining regulations to state. Amends TCA, Title 59, Ch. 8. by \*Rhinehart, \*Hargrove, \*Ferguson, \*Windle, \*Cross.

**House Bill No. 2151 -- Highways, Roads and Bridges --** Requires designation of bicycle lanes on state, county, and city streets. Amends TCA, Title 54. by \*Robinson.

**\*House Bill No. 2152 -- Firearms and Ammunition --** Creates offenses of possession of handgun by juvenile, providing juvenile with handgun, permitting juvenile to possess handgun. Amends TCA, Title 39, Ch. 17, Pt. 13. by \*Herron.

**\*House Bill No. 2153 -- Criminal Offenses --** Revises law concerning electronic surveillance. Amends TCA, Titles 20, 24, 39, 40, 65. by \*Herron.

**\*House Bill No. 2154 -- Military --** Establishes state military museum under administration of department of veterans' affairs. Amends TCA, Title 4, Ch. 3, Pt. 25; Title 4, Ch. 12. by \*Hillis, \*Cross, \*Bell.

**\*House Bill No. 2155 -- Psychologists --** Requires board of examiners in psychology to establish continuing education requirements for psychologists designated as health service providers and psychological examiners. Amends TCA 63-11-104. by \*Walley.

**\*House Bill No. 2156 -- Psychologists --** Removes requirement that doctoral level psychologist have three years active clinical practice to certify person as mentally ill under emergency commitment law. Amends TCA 33-6-103. by \*Walley.

**House Bill No. 2157 -- Pensions and Retirement Benefits --** Allows Group 4 judges to receive credit in Group 4 for prior service as state judges during which time judge was not member of retirement system. Amends TCA, Title 8, Ch. 34, Pt. 6. by \*Rhinehart.

**House Bill No. 2158 -- Public Defenders --** Prohibits annual meeting of district public defenders conference from being held while general assembly in regular session. Amends TCA 8-7-201; Title 8, Chs. 14, 34, 37. by \*Rhinehart.

**House Bill No. 2159 -- Taxes, Real Property --** Exempts transfers of real estate to living trusts from recordation tax. Amends TCA 67-4-409. by \*Fisher.

**House Bill No. 2160 -- District Attorneys --** Enacts "Assistant District Attorneys General and Criminal Investigators Compensation Act of 1994". by \*Rhinehart.

**House Bill No. 2161 -- Education, Higher --** Increases from 15 to



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20 days time in which support staff of state universities and community colleges may file grievances. Amends TCA, Title 49. by \*Davidson.

**House Bill No. 2162 -- Public Contracts --** Establishes bidding preference for in-state providers of goods and services. Amends TCA, Title 12, Ch. 3, Pt. 8. by \*Davidson.

**House Bill No. 2163 -- Cemeteries --** Increases penalty for cemetery vandalism from Class E to Class C felony. Amends TCA 46-2-105. by \*Davidson.

**House Bill No. 2164 -- Dentists --** Raises per diem rate for members of board of dentistry from \$50.00 to \$100. Amends TCA 63-5-119. by \*Davidson.

**House Bill No. 2165 -- Hospitals and Health Care Facilities --** Revises law concerning tax on services. Amends TCA, Title 33, Ch. 2; Titles 63, 67, 68; Title 71, Ch. 5. by \*McDaniel, \*Haun.

**House Bill No. 2166 -- Health --** Enacts "Access to Health Insurance for Small Business Act of 1994". Amends TCA, Title 56, Chs. 7, 29. by \*McDaniel, \*Haun.

**House Bill No. 2167 -- Hospitals and Health Care Facilities --** Establishes for department a presumption of lawfulness for hospital cooperative agreements. Amends TCA, Title 68, Ch. 11, Pt. 13. by \*McDaniel, \*Haun.

**House Bill No. 2168 -- Hospitals and Health Care Facilities --** Requires hospital and medical service corporations to have open enrollment periods. Amends TCA, Title 56, Chs. 7, 29. by \*McDaniel.

**House Bill No. 2169 -- Naming and Designating --** "POW and MIA Recognition Week," September 18-24; requires public buildings to fly POW-MIA flags. Amends TCA, Title 15, Ch. 2; Title 58, Ch. 4. by \*McDaniel, \*Haun.

**House Bill No. 2170 -- Audiologists and Speech Pathologists --** Modifies licensure of speech pathologists and audiologists. Amends TCA 63-17-103. by \*McDaniel, \*Ferguson, \*Haun.

**House Bill No. 2171 -- Motor Vehicles --** Outlaws use of radar detector by anyone under 18 years of age. Amends TCA, Title 55, Ch. 10, Pt. 2. by \*McDaniel.

**House Bill No. 2172 -- Historical Commission --** Establishes Tennessee Wars Commission. by \*McDaniel, \*Haun.

**House Bill No. 2173 -- Health --** Assigns duties to black health care commission to monitor impact of TennCare on African-American community; postpones commission's termination date from June 30, 1995 to June 30, 2004. Amends TCA, Title 3, Ch. 15, Pt. 4. by \*Brown, \*Dixon, \*Jones R, \*Turner L.

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**House Bill No. 2174 -- Taxes, Sales --** Makes conversion of sole proprietorship into corporation a non-taxable event with no sales tax liability on the transfer of tangible personal property involved with conversion. Amends TCA, Title 67, Ch. 6, Pt. 2. by \*McDaniel, \*Haun.

**House Bill No. 2175 -- Public Service Commission --** Extends safety jurisdiction of commission inside municipal limits; includes vehicles that can transfer 15 or more persons. Amends TCA 65-15-103, 113. by \*McDaniel, \*Haun.

**House Bill No. 2176 -- Appropriations --** Prohibits final passage of general appropriation bills and amendments adopted by finance, ways and means committees until 72 hours after made available to public. by \*McDaniel, \*Haun.

**House Bill No. 2177 -- Judgments --** Establishes interest rate on judgments to be 2 percent above average prime loan rate rather than fixed 10 percent rate. Amends TCA, Title 47, Ch. 14. by \*McDaniel.

**House Bill No. 2178 -- Highway Signs --** "U.S. Post Office this exit," I-40, Parkers Crossroads. by \*McDaniel, \*Haun.

**House Bill No. 2179 -- Welfare --** Revises eligibility requirements and benefits for food stamp and AFDC assistance. Amends TCA, Title 71. by \*McDaniel, \*Haun.

**House Bill No. 2180 -- Taxes, Privilege --** Exempts physician from professional occupation tax if such physician performs only volunteer work as physician but earns no income from practice of medicine. Amends TCA 67-4-1702. by \*McDaniel, \*Haun.

**House Bill No. 2181 -- Taxes, Sales --** Removes tax liability from business selling product or service for organization filing blanket tax exempt certificate with business. Amends TCA, Title 67, Ch. 6, Pt. 2. by \*McDaniel, \*Haun.

**House Bill No. 2182 -- Oakland --** Establishes new charter. Repeals Chapter 336, Private Acts of 1919, as amended. by \*Naifeh, \*Walley.

**House Bill No. 2183 -- Planning, Public --** Restricts location of building on lots without road frontage to easement which meets planning commission specifications. Amends TCA 13-3-411. by \*Rhinehart.

**House Bill No. 2184 -- Teachers --** Authorizes children of retired public school teachers to receive 25 percent tuition discount. Amends TCA 49-7-119. by \*Rhinehart.

**House Bill No. 2185 -- Motor Vehicles --** Requires certain trucks to drive in right hand lanes only. Amends TCA, Title 55, Ch. 8, Pt. 1. by \*Stamps.

**\*House Bill No. 2186 -- Law Enforcement --** Authorizes state

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courts to collect \$2.00 court cost from certain defendants to be deposited in Crime Stoppers assistance account. Amends TCA, Title 40, Ch. 24, Pt. 1. by \*Stamps.

**House Bill No. 2187 -- State Symbols --** Designates monarch as official state butterfly. Amends TCA, Title 4, Ch. 1, Pt. 3. by \*Stamps.

**House Bill No. 2188 -- Child Abuse --** Creates Class B felony offense of ritualized abuse of a child which is subjecting a person under 18 to certain acts as part of ceremony, rite or ritual. by \*Herron.

**SENATE BILLS TRANSMITTED**

On motion, the Senate Bills listed below, transmitted to the House, were held on the Clerk's desk pending third consideration of the companion House Bill as noted:

**\*Senate Bill No. 1481 -- Board of Regents --** Renames "Memphis State University" as "University of Memphis"; renames "State Technical Institute at Memphis" as "State Technical College at Memphis". Amends TCA, Titles 11, 49, 68. (HB 1368).

**\*Senate Bill No. 1708 -- Medical Occupations --** Ensures adjunctive therapists will not be prohibited from practice of hypnotherapy, biofeedback, music, art, dance or drama therapy so long as do not use title or indicate practicing as psychological examiner or psychologist. Amends TCA, Title 63, Ch. 11. (HB 2141).

**HOUSE BILLS ON SECOND CONSIDERATION**

On motion, bills listed below passed second consideration and were referred by the Speaker to Committee or Held on the Clerk's desk as noted:

**House Bill No. 2044 -- County Government --** Agriculture Committee.

**House Bill No. 2045 -- Hamilton County --** Held on Clerk's desk pending approval by local delegation.

**House Bill No. 2046 -- County Officers --** Judiciary Committee.

**House Bill No. 2047 -- Taxes, Gasoline, Petroleum Products --** Transportation Committee.

**\*House Bill No. 2048 -- Cosmetology --** Health and Human Resources Committee.

**House Bill No. 2049 -- Historical Commission --** Conservation and Environment Committee.

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**\*House Bill No. 2050 -- Penal and Reformatory Institutions -- State and Local Government Committee.**

**\*House Bill No. 2051 -- Notary Public -- Judiciary Committee.**

**House Bill No. 2052 -- Manchester -- State and Local Government Committee.**

**House Bill No. 2053 -- Telecommunications -- Commerce Committee.**

**House Bill No. 2054 -- Highway Signs -- Transportation Committee.**

**House Bill No. 2055 -- Game and Fish Laws -- Conservation and Environment Committee.**

**House Bill No. 2056 -- County Officers -- State and Local Government Committee.**

**House Bill No. 2057 -- Air Pollution -- Conservation and Environment Committee.**

**House Bill No. 2058 -- Highway Signs -- Transportation Committee.**

**House Bill No. 2059 -- Insurance Companies, Agents, Brokers -- Commerce Committee.**

**House Bill No. 2060 -- Highway Signs -- Transportation Committee.**

**House Bill No. 2061 -- Highway Signs -- Transportation Committee.**

**\*House Bill No. 2062 -- Advertising -- Commerce Committee.**

**\*House Bill No. 2063 -- Public Records -- Judiciary Committee.**

**House Bill No. 2064 -- Administrative Procedure -- Government Operations Committee.**

**House Bill No. 2065 -- Attorney General and Reporter -- Judiciary Committee.**

**House Bill No. 2066 -- Liens -- Finance, Ways and Means Committee.**

**House Bill No. 2067 -- TennCare -- Commerce Committee.**

**House Bill No. 2068 -- Administrative Procedure -- Government Operations Committee.**

**House Bill No. 2069 -- Administrative Procedure -- Government Operations Committee.**

**House Bill No. 2070 -- Judgments -- Judiciary Committee.**

**House Bill No. 2071 -- Drugs -- Judiciary Committee.**

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**House Bill No. 2072 -- Tort Liability -- Judiciary Committee.**

**House Bill No. 2073 -- Tort Liability -- Judiciary Committee.**

**House Bill No. 2074 -- Civil Procedure -- Judiciary Committee.**

**House Bill No. 2075 -- Alcoholic Beverages -- Judiciary Committee.**

**House Bill No. 2076 -- Law Enforcement -- Judiciary Committee.**

**House Bill No. 2077 -- Civil Procedure -- Judiciary Committee.**

**House Bill No. 2078 -- Garnishments and Executions -- Judiciary Committee.**

**House Bill No. 2079 -- State Employees -- State and Local Government Committee.**

**\*House Bill No. 2080 -- Election Laws -- State and Local Government Committee.**

**House Bill No. 2081 -- Liens -- Commerce Committee.**

**House Bill No. 2082 -- Notary Public -- Judiciary Committee.**

**House Bill No. 2083 -- Motor Vehicles, Titling and Registration -- Transportation Committee.**

**House Bill No. 2084 -- TennCare -- Commerce Committee.**

**House Bill No. 2085 -- School Transportation -- Education Committee.**

**House Bill No. 2086 -- Autopsies -- Health and Human Resources Committee.**

**House Bill No. 2087 -- Criminal Procedure -- Judiciary Committee.**

**House Bill No. 2088 -- Motor Vehicles -- Transportation Committee.**

**House Bill No. 2089 -- Corporations, Not for Profit -- Commerce Committee.**

**House Bill No. 2090 -- Education, Higher -- Education Committee.**

**House Bill No. 2091 -- County Officers -- State and Local Government Committee.**

**House Bill No. 2092 -- Highways, Roads and Bridges -- Transportation Committee.**

**House Bill No. 2093 -- Evidence -- Judiciary Committee.**

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**House Bill No. 2094 -- Criminal Offenses -- Judiciary Committee.**

**House Bill No. 2095 -- Pensions and Retirement Benefits -- State and Local Government Committee.**

**House Bill No. 2096 -- Criminal Offenses -- Judiciary Committee.**

**House Bill No. 2097 -- Adoption -- Judiciary Committee.**

**House Bill No. 2098 -- Criminal Procedure -- Judiciary Committee.**

**House Bill No. 2099 -- Taxes, Severance -- Finance, Ways and Means Committee.**

**\*House Bill No. 2100 -- Driver Licenses -- Judiciary Committee.**

**\*House Bill No. 2101 -- Abortion -- Health and Human Resources Committee.**

**House Bill No. 2102 -- Corporations -- Commerce Committee.**

**REPORTS FROM STANDING COMMITTEES**

The committee(s) that met on **Tuesday, January 25, 1994**, reported the following:

**EDUCATION**

The Education Committee recommended for passage: House Bill(s) No(s). 1368 and 1279 with amendment(s). Under the rules, each was transmitted to the Calendar and Rules Committee.

The committee(s) that met on **Wednesday, January 26, 1994**, reported the following:

**JUDICIARY**

The Judiciary Committee recommended for passage: House Bill(s) No(s). 890 with amendment(s). Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bill(s) No(s). 397. Pursuant to Rule No. 72, each was referred to the Finance, Ways and Means Committee.

**CONSENT CALENDAR**

**House Joint Resolution No. 0383 -- Memorials, Public Service -- Dennis Blackwell, Silver Medallion for Outstanding Service.**

**House Joint Resolution No. 0380 -- Memorials, Retirement -- Juanita Ridenour.**

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**House Joint Resolution No. 0382 -- Memorials, Death -- Vera Tucker Bush.**

**House Joint Resolution No. 0384 -- Memorials, Academic Achievement -- Ashley Clinton, National Young Achiever.**

**House Joint Resolution No. 0385 -- Memorials, Professional Achievement -- Charles Martin, 1993 Tennessee Driver of the Year.**

**House Joint Resolution No. 0386 -- Memorials, Public Service -- Bill Rayburn.**

**House Joint Resolution No. 0387 -- Memorials, Personal Occasion -- Edward and Ronelda Palmore, 40th wedding anniversary.**

**House Joint Resolution No. 0388 -- Memorials, Sports -- Doug Lambert, Tennessee Swimming Hall of Fame.**

**House Joint Resolution No. 0389 -- Memorials, Public Service -- William "Butch" Campbell, Tennessee Wildlife Resources Commissioner.**

**House Joint Resolution No. 0390 -- Memorials, Professional Achievement -- Vicki G. Roman.**

**House Joint Resolution No. 0391 -- Memorials, Death -- Ewell Bouldin.**

**House Joint Resolution No. 0392 -- Memorials, Professional Achievement -- Bill Haworth, President of Chamber Executive Association.**

Pursuant to Rule No. 50, Rep. Phillips moved that all House Bills having companion Senate Bills and are on the Clerk's desk be conformed and substituted for the appropriate House Bill, all Senate and House Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes. . . . .	97
Noes. . . . .	0

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Boyer, Brooks, Brown, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole (Carter), Cole (Dyer), Collier, Crain, Cross, Davidson, Davis, DeBerry, Dixon, Duer, Ferguson, Fisher, Fowlkes, Garrett, Givens, Gunnels, Haley, Halteman Harwell, Hargrove, Hassell, Haun, Head, Herron, Hillis, Huskey, Jackson, Johnson, Jones R (Shelby), Jones U (Shelby), Joyce, Kent, Kernell, Kisber, Knight, Lewis, Liles, Love, McAfee, McDaniel, McKee, Meyer, Miller, Mires, Moore, Napier, Odom, Owenby, Peroulas Draper, Phelan, Phillips, Pinion, Pruitt, Purcell, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Robinson, Severance, Shirley, Stamps, Stockburger, Stulce, Tindell, Turner (Hamilton), Turner (Shelby),

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Venable, Walley, West, Westmoreland, Whitson, Williams (Shelby), Williams (Union), Williams (Williamson), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 97.

A motion to reconsider was tabled.

**REGULAR CALENDAR**

**\*Senate Bill No. 0987 -- Taxes, Ad Valorem --** Exempts certain real and personal property from ad valorem taxation; establishes procedure for persons claiming exemption. Amends TCA, Title 67, Ch. 5. Repeals TCA 67-5-218.

Further consideration of Senate Bill No. 987, previously considered on May 12, 13 and 18, 1993; January 26, 1994, at which time on May 12 it was substituted for House Bill No. 1466, a motion was made to adopt Amendment No. 1, the bill was reset to the Calendar for May 13, then reset for May 18, at which time it was reset to the first Calendar of the second week of the 1994 session. On January 12, 1994 it was reset to the Calendar for January 26, 1994.

Rep. Herron requested that Senate Bill No. 987 be moved to the heel of the Calendar.

**House Bill No. 0775 -- Apportionment, Legislative --** Moves precinct 27-3 from Senate District 21 to Senate District 17. Amends TCA 3-1-102.

Further consideration of House Bill No. 775, previously considered on January 19, 1994, at which time it was reset to the Calendar for January 26, 1994.

Rep. Ridgeway moved that House Bill No. 775 be re-referred to the Calendar and Rules Committee, which motion prevailed.

**House Bill No. 1715 -- Jefferson County --** Enacts hotel/motel tax.

Further consideration of House Bill No. 1715, previously considered on January 24, 1994, at which time it was objected to on the Consent Calendar and reset to the Regular Calendar for January 26, 1994.

Rep. Davis moved that House Bill No. 1715 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes. . . . .	66
Noes. . . . .	12
Present and not voting. . . . .	15

Representatives voting aye were: Allen, Anderson, Armstrong,  
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Arriola, Bell, Bittle, Boyer, Buck, Byrd, Callicott, Chiles, Clark, Coffey, Cole (Carter), Cole (Dyer), Collier, Crain, Cross, Davidson, Davis, DeBerry, Dixon, Duer, Ferguson, Fowlkes, Garrett, Givens, Gunnels, Head, Herron, Hillis, Huskey, Jackson, Kent, Kernell, Kisber, Knight, Liles, Love, McAfee, McKee, Miller, Mires, Moore, Napier, Owenby, Peroulas Draper, Phelan, Phillips, Pinion, Pruitt, Rhinehart, Ridgeway, Rigsby, Rinks, Robinson, Severance, Stulce, Tindell, Turner (Hamilton), Venable, Whitson, Williams (Shelby), Williams (Williamson), Winningham, Wix -- 66.

Representatives voting no were: Brooks, Brown, Johnson, Joyce, Meyer, Purcell, Stockburger, Walley, Williams (Union), Windle, Wood, Mr. Speaker Naifeh -- 12.

Representatives present and not voting were: Chumney, Haley, Halteman Harwell, Hargrove, Hassell, Haun, Lewis, McDaniel, Ramsey, Ritchie, Shirley, Stamps, Turner (Shelby), West, Westmoreland -- 15.

A motion to reconsider was tabled.

**REQUEST TO CHANGE VOTE**

Pursuant to Rule No. 31, the following member(s) desire to change their original stand from not voting to no on House Bill No. 1715 and have this statement entered in the Journal: Rep(s). Odom.

**REGULAR CALENDAR, CONTINUED**

**House Bill No. 1721 -- Williamson County -- Enacts hotel/motel tax.**

Further consideration of House Bill No. 1721, previously considered on January 24, 1994, at which time it was objected to on the Consent Calendar and reset to the Regular Calendar for January 26, 1994.

Rep. Callicott moved that House Bill No. 1721 be passed on third and final consideration.

Rep. Whitson moved the previous question, which motion he then withdrew.

Rep. Severance moved the previous question, which was objected to and failed by the following vote:

Ayes. . . . .	34
Noes. . . . .	50
Present and not voting. . . . .	4

Representatives voting aye were: Allen, Anderson, Bell, Buck, Callicott, Chumney, Clark, Cole (Carter), Collier, Crain, Fowlkes, Garrett, Halteman Harwell, Hassell, Head, Huskey, Johnson, Jones U (Shelby), Kent, Knight, McKee, Owenby, Pruitt, Purcell, Ramsey,

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Ritchie, Robinson, Shirley, Stulce, Turner (Hamilton), Walley, Winningham, Wix -- 34.

Representatives voting no were: Armstrong, Arriola, Bittle, Boyer, Brooks, Brown, Byrd, Coffey, Cole (Dyer), Cross, Davidson, Davis, Dixon, Duer, Ferguson, Fisher, Givens, Gunnels, Haley, Hargrove, Herron, Hillis, Jackson, Joyce, Lewis, Liles, McAfee, McDaniel, Meyer, Mires, Moore, Napier, Peroulas Draper, Phelan, Phillips, Pinion, Rhinehart, Ridgeway, Rigsby, Rinks, Severance, Stockburger, Tindell, Turner (Shelby), Venable, Westmoreland, Williams (Shelby), Williams (Union), Windle, Wood -- 50.

Representatives present and not voting were: Kernell, Miller, West, Whitson -- 4.

Rep. Rhinehart moved the previous question, which motion prevailed.

Rep. Callicott moved that **House Bill No. 1721** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes. . . . .	84
Noes. . . . .	0
Present and not voting. . . . .	13

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Boyer, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole (Carter), Cole (Dyer), Collier, Crain, Cross, Davidson, Davis, DeBerry, Dixon, Duer, Ferguson, Fisher, Fowlkes, Garrett, Givens, Gunnels, Halteman Harwell, Hassell, Haun, Head, Herron, Hillis, Huskey, Jackson, Jones R (Shelby), Jones U (Shelby), Kent, Kernell, Kisber, Knight, Liles, Love, McAfee, McDaniel, McKee, Miller, Mires, Moore, Napier, Odom, Owenby, Peroulas Draper, Phelan, Phillips, Pinion, Pruitt, Purcell, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Robinson, Severance, Stamps, Stulce, Tindell, Turner (Hamilton), Venable, Walley, Westmoreland, Whitson, Williams (Shelby), Williams (Union), Williams (Williamson), Winningham, Wix, Wood, Mr. Speaker Naifeh -- 84.

Representatives present and not voting were: Brooks, Brown, Haley, Hargrove, Johnson, Joyce, Lewis, Meyer, Shirley, Stockburger, Turner (Shelby), West, Windle -- 13.

A motion to reconsider was tabled.

**\*Senate Bill No. 0987 -- Taxes, Ad Valorem -- Exempts certain real and personal property from ad valorem taxation; establishes procedure for persons claiming exemption. Amends TCA, Title 67, Ch. 5. Repeals TCA 67-5-218.**

Rep. Herron moved that **Senate Bill No. 987** be passed on third and final consideration.

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Rep. Ritchie moved that the motion to adopt Amendment No. 1, previously filed, be withdrawn, which motion prevailed.

Rep. Williams (Shelby) moved that Amendment No. 2 be withdrawn, which motion prevailed.

Rep. Herron moved to adopt Amendment No. 3 as follows:

**Amendment No. 3**

Amend Senate Bill No. 987 by deleting Section 7 and substituting instead the following:

Section 7. Tennessee Code Annotated, Section 67-5-212, is amended by deleting the first sentence of subsection (b)(4) in its entirety, and by deleting subsections (b)(1) and (b)(2) and substituting instead the following:

(b)(1) Any owner of real or personal property claiming exemption under Sections 67-5-207, 67-5-212, 67-5-213, or 67-5-219 shall file an application for the exemption with the state board of equalization on a form prescribed by the board, and supply such further information as the board may require to determine whether the property qualifies for exemption. No property shall be exempted from property taxes under these sections unless the application has been approved in writing by the board. A separate application shall be filed for each parcel of property for which exemption is claimed. An application shall be deemed filed on the date it is received by the board or if mailed, on the postmark date. The applicant shall provide a copy of the application with any supporting materials to the assessor of property of the county in which the property is located.

(2) The board shall make an initial determination granting or denying exemption through its staff designee who shall send written notice of the initial determination to the applicant and the assessor of property. Either the assessor of property or the applicant may appeal the initial determination to the board and shall be entitled to a hearing prior to any final determination of exemption. The assessor shall maintain on file copies of any approved applications. Upon approval of exemption, it is not necessary that the applicant reapply each year, but the exemption shall not be transferable or assignable and the applicant shall promptly report to the assessor any change in the use or ownership of the property which might affect its exempt status.

AND FURTHER AMEND by deleting Section 8 and substituting instead the following:

Section 8. Tennessee Code Annotated, Section 67-5-212, is further amended by adding the following new subsection:

( ) The state board of equalization may revoke any exemption approved under this section if it determines that the exemption was approved on the basis of fraud, misrepresentation, or erroneous information, or that the current owner or use of the property does not qualify for exemption. The executive secretary of the board may initiate proceedings for revocation on his or her own motion or upon the written complaint of any person upon a determination of probable cause. Revocation shall not be retroactive unless the order of revocation incorporates a finding of fraud or misrepresentation on the part of the applicant or failure of the applicant to give notice of a change in the use or ownership of the property as required by this section.

AND FURTHER AMEND in Section 11 by deleting the figures "1994" and substituting instead the figures "1995".

On motion, Amendment No. 3 was adopted.

Rep. Herron moved that **Senate Bill No. 987** be passed on third and final consideration.

Rep. Crain moved the previous question, which motion prevailed.

**Senate Bill No. 987**, as amended, passed third and final consideration by the following vote:

Ayes. . . . .	93
Noes. . . . .	4

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Boyer, Brooks, Brown, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole (Carter), Cole (Dyer), Collier, Crain, Cross, Davidson, Davis, DeBerry, Dixon, Duer, Ferguson, Fisher, Fowlkes, Garrett, Givens, Gunnels, Haley, Hargrove, Hassell, Head, Herron, Hillis, Huskey, Jackson, Johnson, Jones R (Shelby), Jones U (Shelby), Joyce, Kent, Kernell, Kisber, Knight, Lewis, Liles, Love, McAfee, McDaniel, McKee, Meyer, Miller, Mires, Moore, Odom, Owenby, Peroulas Draper, Phelan, Phillips, Pinion, Pruitt, Purcell, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Robinson, Severance, Shirley, Stockburger, Stulce, Thompson, Tindell, Turner (Hamilton), Turner (Shelby), Venable, Walley, Westmoreland, Whitson, Williams (Shelby), Williams (Union), Williams (Williamson), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 93.

Representatives voting no were: Halteman Harwell, Haun, Stamps, West -- 4.

A motion to reconsider was tabled.

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UNFINISHED BUSINESS

RULES SUSPENDED

Rep. Coffey moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 397 out of order, which motion prevailed.

House Joint Resolution No. 0397 -- Memorials, Recognition and Thanks -- Waldo Cohn, Jacinta Howard and Meyer and Dorothy Silverman, Oak Ridge Symphony Orchestra. by \*Coffey.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Rep. Coffey, the resolution was adopted.

A motion to reconsider was tabled.

BILLS WITHDRAWN

On motion of Rep. Cole (Dyer), House Bill No. 1732 was recalled from the State and Local Government Committee and withdrawn from the House.

On motion of Rep. Hillis, House Bill No. 1756 was withdrawn from the House.

On motion of Rep. Hillis, House Bill No. 1758 was recalled from the Transportation Committee and withdrawn from the House.

On motion of Rep. Johnson, House Bill No. 1326 was recalled from the Judiciary Committee and withdrawn from the House.

On motion of Rep. Johnson, House Bill No. 1327 was recalled from the Finance, Ways and Means Committee and withdrawn from the House.

SPONSORS ADDED

Under Rule No. 43, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Bill No. 1700: Rep(s). Johnson as prime sponsor(s).

House Bill No. 1768: Rep(s). Gunnels as prime sponsor(s).

House Bill No. 1856: Rep(s). Tindell as prime sponsor(s).

House Bill No. 2101: Rep(s). Arriola, Ferguson, Jackson, Lewis, Moore, McAfee, Pinion, Rigsby and Wood as prime sponsor(s).

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**SIGNED  
January 26, 1994**

The Speaker signed the following: Senate Joint Resolution(s) No(s). 42 and 274.

**ENGROSSED BILLS  
January 26, 1994**

The following bills have been examined, engrossed, and are ready for transmission to the Senate: House Bill(s) No(s). 1715 and 1721; also, House Joint Resolution(s) No(s). 380, 382, 383, 384, 385, 386, 387, 388, 389, 390, 391, 392 and 397.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

**MESSAGE FROM THE SENATE  
January 26, 1994**

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 273; adopted for concurrence.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

**Senate Joint Resolution No. 0273** -- Memorials, Personal Occasion -- Monroe Graves, Chief Sergeant at Arms, 78th birthday. by \*Hamilton, \*et al.

**MESSAGE FROM THE SENATE  
January 26, 1994**

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 257, 258 and 264; for the signature of the Speaker.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

**MESSAGE FROM THE SENATE  
January 26, 1994**

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 1705; also, House Joint Resolution(s) No(s). 200, 311, 334 and 335; signed by the Speaker.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

**MESSAGE FROM THE SENATE  
January 26, 1994**

MR. SPEAKER: I am directed to transmit to the House, Senate

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Joint Resolution(s) No(s). 271 and 272; adopted for concurrence.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

**Senate Joint Resolution No. 0271 -- Memorials, Personal Occasion**  
-- Melton E. and Leslie Jones Loftis, birth of son. by \*Leatherwood.

**Senate Joint Resolution No. 0272 -- Memorials, Sports -- Lincoln**  
County High School football team. by \*Cooper.

**REPORT OF CHIEF ENGROSSING CLERK**  
**January 26, 1994**

The following bill(s) was/were transmitted to the Governor for his action: House Bill(s) No(s). 1705; also, House Joint Resolution(s) No(s). 200, 311, 334 and 335.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

**SIGNED**  
**January 26, 1994**

The Speaker signed the following: Senate Joint Resolution(s) No(s). 257, 258 and 264.

**ROLL CALL**

The roll call was taken with the following results:

Present . . . . . 98

Representatives present were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Boyer, Brooks, Brown, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole (Carter), Cole (Dyer), Collier, Crain, Cross, Davidson, Davis, DeBerry, Dixon, Duer, Ferguson, Fisher, Fowlkes, Garrett, Givens, Gunnels, Haley, Halteman Harwell, Hargrove, Hassell, Haun, Head, Herron, Hillis, Huskey, Jackson, Johnson, Jones R (Shelby), Jones U (Shelby), Joyce, Kent, Kernell, Kisber, Knight, Lewis, Liles, Love, McAfee, McDaniel, McKee, Meyer, Miller, Mires, Moore, Napier, Odom, Owenby, Peroulas Draper, Phelan, Phillips, Pinion, Pruitt, Purcell, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Robinson, Severance, Shirley, Stamps, Stockburger, Stulce, Thompson, Tindell, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Westmoreland, Whitson, Williams (Shelby), Williams (Union), Williams (Williamson), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 98.

On motion of Rep. Purcell, the House recessed until 9:00 a.m., Thursday, January 27, 1994.